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County Attorney

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SUPERIOR COURT
2010 JUL 30 PM 4:17 ✓
JEREMY HARRIS, CLERK
S. KELBAUGH

4 IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

5 IN AND FOR THE COUNTY OF YAVAPAI

6 STATE OF ARIZONA,

CAUSE NO. V1300CR201080049

7 Plaintiff,

Division PTB

8 v.

NINTH SUPPLEMENTAL
DISCLOSURE BY STATE OF MATTERS
RELATING TO GUILT, INNOCENCE,
OR PUNISHMENT

9 JAMES ARTHUR RAY,

10 Defendant.

12
13 Pursuant to Rule 15.1(a) and (b) of the Arizona Rules of Criminal Procedure, the
14 Yavapai County Attorney's Office hereby files the following material and information within
15 its possession or control relative to guilt, innocence, or punishment, and further notifies the
16 defendant(s) that said material and information is either typed on this form, is attached hereto
17 and incorporated herein by reference (**) or is available to the defendant(s) for examination
18 and reproduction at the office of the Yavapai County Attorney (****) or has been previously
19 provided to defendant (**), or to be disclosed upon receipt (****)

20 1. The names and addresses of all persons whom the prosecution will call as
21 witnesses in the case-in chief and or rebuttal, together with their relevant written or recorded
22 statements:

23 2. All statements of the defendant and of any person who will be tried with him:

24 3. All then existing original and supplemental reports prepared by a law
25 enforcement agency in connection with the particular crime with which the defendant is charged.

26 4. The names and addresses of experts who have personally examined the
defendant's or any evidence in this case, together with the results of physical examinations
and of scientific tests, experiments of comparisons, including all written reports or
statements made by them in connection with this case:

5. A list of all papers, documents, photographs or tangible objects which the
prosecution will use at trial or which were obtained from or purportedly belong to the
defendant(s):

Office of the Yavapai County Attorney

255 E. Gurley Street, Suite 300

Prescott, AZ 86301

Phone: (928) 771-3344 Facsimile: (928) 771-3110

1	Item	Comments/Bates No.	Status
2	(a) Communication Log from	4631-4633	** Disc 1 of 3
3	Criminalist Dawn Sy		Originally provided on
4			6/17/10 during interview
5	(b) Copy of Search Warrant Affidavit	4634-4662	** Disc 1 of 3
6	from Criminalist's file		Duplicate of Affidavit
7			Previously Disclosed.
8			Requested during
9			interview of 6/17/10
10	(c) Copy of two e-mails from	4663-4664	** Disc 1 of 3
11	Criminalist's files		Requested during
12			interview of 6/17/10
13	(d) Photographs received from	N/A	** Disc 1 of 3
14	Criminalist's file on CD labeled		Duplicate of photos
15	"Photos Copy C "General Area		previously disclosed.
16	Wood pile"		Requested during
17			interview of 6/17/10
18	(e) Photographs received from	N/A	** Disc 1 of 3
19	Criminalist's file on CD labeled		Duplicate of photos
20	"Photos H Copy "Inside Sweat lodge		previously disclosed.
21	Rock Pit Rock Identification and		Requested during
22	Collection Material Collection"		interview of 6/17/10
23			
24	(f) Photographs received from	N/A	** Disc 1 of 3
25	Criminalist's file on CD labeled		Duplicate of photos
26	"Photos F Copy "Overall Scene		previously disclosed.
	Photos"		Requested during
			interview of 6/17/10
	(g) Photographs received from	N/A	** Disc 1 of 3
	Criminalist's file on CD labeled		Duplicate of photos
	"Photos G Copy "Inside Sweat lodge		previously disclosed.
	Rock Pit Rock Identification and		Requested during
	Collection Material Collection"		interview of 6/17/10
	(h) Photographs received from	N/A	** Disc 1 of 3
	Criminalist's file on CD labeled		Duplicate pf photos
	"Photos G Copy "Outside Sweat		previously disclosed.
	lodge Overall Scene		Requested during
	Woodpile/collection Firepit Rock		interview of 6/17/10
	Collection"		

- 1 (i) Videos of Defendant off You Tube N/A ** Disc 2 of 3
2 As of June 6, 2010
- 3 (j) Yavapai County Development 4665-4668 ** Disc 3 of 3
4 Services documents relating to
5 Permits for Sweat Lodge Membrane
6 Structures – Temporary Structures
- 7 (k) Yavapai County Development 4669-4818 ** Disc 3 of 3
8 Services documents relating to
9 Permits for Angel Valley
10 Some documents appear
11 more than once.
12 Disclosed as provided.
- 13 (l) Spreadsheet of 09 Sweat lodge 4819-4820 ** Disc 3 of 3
14 participants provided by Amyra
15 Hamilton
- 16 (m) Copies of materials from Kirby 4821-4878 ** Disc 3 of 3
17 Brown's 09 datebook

18 6. A list of all prior felony convictions of the defendant which the prosecution
19 will use at trial:

20 7. A list of all prior acts of the defendant(s) which the prosecution will use to
21 prove motive, intent, or knowledge or otherwise use at trial:

22 8. All material or information which tends to mitigate or negate the defendant's
23 guilt as to the offense charged or which would tend to reduce his punishment, including all
24 prior felony convictions or witnesses whom the prosecution expects to call at trial:

25 9. The results of any electronic surveillance of any conversations to which the
26 defendant was a party, or of his business or residence:

10. All search warrants that have been executed in connection with this case:

11. The identity of any informant(s) involved in this case (if the defendant is
entitled to know this fact under Rule 15.4(b) (2).

DATED this 30th day of July 2010.



SHEILA SULLIVAN POLK
YAVAPAI COUNTY ATTORNEY

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Prescott, AZ 86301
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1 COPY of the foregoing delivered
2 July 30th 2010 to:

3 Thomas Kelly

4 By: Kathy Durren
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